S.B. Civil Writ Petition NO.541/2005

Maharana Pratap University of Agriculture & Technology, Udaipur

vs

State of Rajasthan & Ors.

DATE OF ORDER : - 5.4.2005.

HON'BLE MR. PRAKASH TATIA,J.

Mr.Vijay Bishnoi, for the petitioner.

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Heard learned counsel for the petitioner. Perused the impugned order dated 17th May, 2001 by which the trial court allowed the plaintiff's application filed under Order 6 Rule 17 CPC observing that the petitioner has challenged the procedure adopted for acquisition of the land and by amendment also he wants to take certain new grounds, which are in consonance with the plaintiff's suit. However, while doing so, the appellate court after relying upon the judgment of the Hon'ble Supreme Court observed that the party can explain his admissions.

After going through the reasons given in the impugned order, I do not find any reason for interfering in such an order passed by the civil court on application under Order 6 Rule 17

CPC while exercising powers under Article 227 of the Constitution of India.

Hence,the writ petition of the petitioner is dismissed.

(Prakash Tatia), J.

c.p.goyal/-